

## ROBINSON, McFADDEN &amp; MOORE, P.C.

DAVID W. ROBINSON, II  
 JOHN S. TAYLOR, JR.  
 JAMES M. BRAILSFORD, III  
 DANIEL T. BRAILSFORD  
 FRANK R. ELLERBE, III  
 THOMAS W. BUNCH, II  
 J. KERSHAW SPONG  
 D. CLAY ROBINSON  
 JACQUELYN L. BARTLEY\*  
 R. WILLIAM METZGER, JR.\*\*  
 KEVIN K. BELL  
 LYDIA A. ELOFF\*\*  
 ANNEMARIE B. MATHEWS\*  
 BONNIE D. SHEALY  
 CHARLES H. McDONALD  
 MARGARET L. RIDDLE

\* CERTIFIED SPECIALIST IN TAXATION  
 \*\* CERTIFIED SPECIALIST IN BANKRUPTCY  
 AND DEBTOR-CREDITOR LAW  
 † ALSO ADMITTED IN NORTH CAROLINA

BANK OF AMERICA PLAZA  
 1901 MAIN STREET, SUITE 1500  
 COLUMBIA, SOUTH CAROLINA 29201

803/779-8900

TELECOPIERS

803/252-0724

803/771-9411

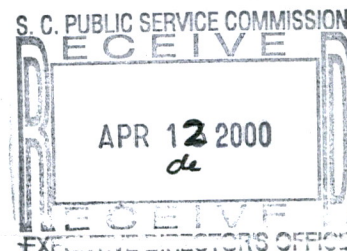
INTERNET: [www.robinsonlaw.com](http://www.robinsonlaw.com)

DAVID W. ROBINSON  
 (1869-1935)  
 DAVID W. ROBINSON  
 (1899-1989)  
 JAMES McFADDEN  
 (1901-1990)  
 THOMAS T. MOORE  
 RETIRED

MAILING ADDRESS:  
 POST OFFICE BOX 944  
 COLUMBIA, SC 29202

POSTED  
 4/19/00

ACCEPTED  
 Legal \_\_\_\_\_



April 12, 2000

Mr. Gary E. Walsh  
 Executive Director  
 Public Service Commission of South Carolina  
 Koger Executive Center, Saluda Building  
 101 Executive Center Drive  
 Columbia, South Carolina 29210

RE: BellSouth - Deaveraged Rates for Unbundled Network Elements  
 Docket No. 2000-0122-C

Dear Mr. Walsh:

On behalf of NewSouth Communications, I am writing to confirm our agreement to the Joint Stipulation filed by BellSouth, AT&T, and MCI. We understand that if the Commission accepts and approves the Stipulation BellSouth's proposed, deaveraged UNE rates will go into effect in time to comply with the FCC imposed deadline of May 2, 2000. We also understand that in any future proceeding to establish permanent deaveraged UNE rates, NewSouth will be free to argue that BellSouth's proposed rates are not appropriate on a going-forward basis.

By copy of this letter I am informing all parties of our agreement to the stipulation.

Very truly yours,

ROBINSON, McFADDEN &amp; MOORE, P.C.

Frank R. Ellerbe, III

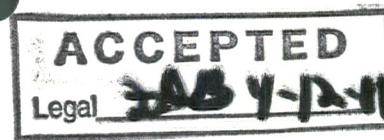
FRE/bs

c: Lori Reese, Esquire  
 All parties of record

RETURN DATE: \_\_\_\_\_  
 SERVICE: \_\_\_\_\_

**BEACH LAW FIRM, P.A.**

ATTORNEYS AT LAW

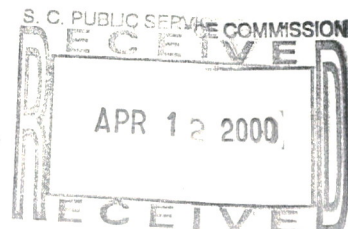
1321 LADY STREET, SUITE 310  
POST OFFICE BOX 11547  
COLUMBIA, SOUTH CAROLINA 29211-1547JOHN F. BEACH  
JOHN J. PRINGLE, JR.

AREA CODE 803  
TELEPHONE 779-0066  
FACSIMILE 799-8479

April 12, 2000

**VIA FACSIMILE AND HAND-DELIVERY**

The Honorable Gary E. Walsh  
Executive Director  
**South Carolina**  
**Public Service Commission**  
Post Office Drawer 11649  
Columbia, South Carolina 29211



RE: BellSouth Telecommunications, Inc. Petition to Establish Geographically  
Deaveraged Rates for Unbundled Network Elements  
**Docket No. 2000-0122-C, Our File No. 00.41**



Dear Mr. Walsh:

Trivergent Communications, ("TriVergent"), is in substantial agreement with the terms and conditions set out in the Joint Stipulation Regarding UNE Deaveraging (the "Stipulation") entered into by and among BellSouth Telecommunications, Inc., AT&T Communications of the Southern States, Inc. ("AT&T"), and MCI WorldCom Network Services, Inc. ("MCIW"). In view of the pending Federal Communications Commission ("FCC") deadline for the establishment of deaveraged rates for unbundled network elements ("UNEs"), TriVergent supports a plan setting interim deaveraged rates for UNEs and certain UNE combinations.

In supporting the Stipulation, TriVergent expressly retains its right to petition this Commission for the initiation of a proceeding (as a continuation of this Docket or otherwise) to establish permanent cost-based rates for deaveraged UNEs and UNE combinations. TriVergent also expressly retains its right to participate fully in any such proceeding.

Should the Commission approve the Stipulation, TriVergent agrees that the issues to be addressed at the hearing in this matter have been resolved on the interim basis set out in the Stipulation.

(Continued . . .)

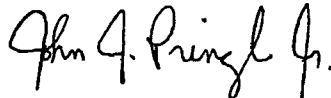
The Honorable Gary E. Walsh  
April 12, 2000  
Page 2

---

By copy of this letter, I am serving all parties of record in this Docket. If you have any questions or need additional information, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,



John J. Pringle, Jr.

JJP/er

cc: Hamilton Russell, Esq. (via first-class mail service)  
All parties of record (via facsimile)

G:\APPS\OFFICE\WPWIN\WPDOCS\STATE\Establishment of Deaveraged UNEx\walsh\pringle.wpd

**BEFORE THE  
SOUTH CAROLINA PUBLIC SERVICE COMMISSION**

**DOCKET NO. 2000-0122-C**

BellSouth Telecommunications, Inc.	)	
Petition to Establish Geographically Deaveraged	)	<b>CERTIFICATE OF SERVICE</b>
Rates for Unbundled Network Elements and	)	
Certain Network Combinations	)	
_____	)	

This is to certify that I have caused to be served this day, one (1) copy of the **Letter to The Honorable Gary E. Walsh** by faxing same to:

Caroline Watson, Esq.  
**BellSouth Telecommunications, Inc.**  
Legal Department  
1600 Hampton Street  
Columbia SC 29201

David Butler, Esquire  
**South Carolina**  
**Public Service Commission**  
PO Drawer 11649  
Columbia, SC 29211

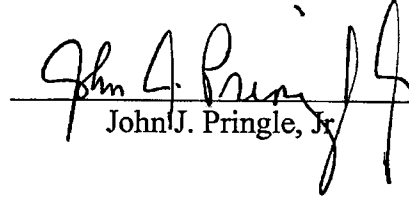
Frank Rogers Ellerbe III, Esquire  
**Robinson, McFadden & Moore**  
P.O. Box 944  
Columbia, SC 29202

Francis Mood, Esquire  
**Sinkler & Boyd, PA**  
PO Box 11889  
Columbia SC 29211

Darra W. Cothran, Esquire  
**Woodward, Cothran & Herndon**  
PO Box 12399  
Columbia SC 29211

Elliott Elam,  
**SC Department of Consumer Affairs**  
PO Box 5757  
Columbia, SC 29250

B. Craig Collins, Esquire  
**Willoughby & Hoefer**  
PO Box 8416  
Columbia SC 29202-8416

  
John J. Pringle, Jr.

April 12, 2000

Columbia, South Carolina

G:\APPS\OFFICE\WPWIN\WPDOCS\STATE\Establishment of Deaveraged UNES\cert.service.wpd